

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

DENISE FAHEY-RAMIREZ, individually and on
behalf of all others similarly situated,

Plaintiffs,

v.

NESPRESSO USA, INC.,

Defendant.

Case No. 25 Civ. 01684 (JHR)

ECF Case

MEMO ENDORSED

**STIPULATION AND [PROPOSED] ORDER EXTENDING TIME TO
RESPOND TO COMPLAINT**

Plaintiff Denise Fahey-Ramirez (“Plaintiff”) and Defendant Nespresso USA, Inc. (“Nespresso,” together with Plaintiff, the “Parties”) respectfully stipulate to an extension of time for Nespresso to respond to the Complaint and request that the Court approve their joint stipulation. In support, the Parties state as follows:

WHEREAS, Plaintiff filed the Complaint on February 27, 2025 (ECF No. 1);

WHEREAS, Plaintiff served Nespresso on March 14, 2025 (ECF No 5);

WHEREAS, Nespresso’s response to the Complaint is currently due on or before April 4, 2025 (*id.*);

WHEREAS, Nespresso requires additional time to review the Complaint, determine how it wishes to respond, and prepare papers most helpful to the Court and to Plaintiff;

WHEREAS, the Parties have agreed that the deadlines for Nespresso to respond to the Complaint shall be extended up to and including April 11, 2025;

WHEREAS, this is the first request for an extension filed in this action; and

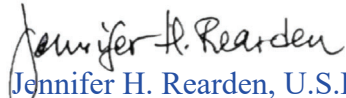
WHEREAS, the agreed extension does not alter the date of any event or any deadline already fixed by Court order.

IT IS HEREBY STIPULATED AND AGREED by the Parties that Nespresso's deadline to respond to the Complaint shall be extended up to and including April 11, 2025.

(Signature Page Follows)

Application GRANTED *nunc pro tunc*. Defendant shall respond to the complaint by **April 11, 2025**. Any future requests must comply with the Court's Individual Rules and Practices in Civil Cases. *See, e.g.,* I.R. 2.E (requiring that requests for an extension of time be filed as letter-motions).

SO ORDERED.

A handwritten signature in blue ink that reads "Jennifer H. Rearden". The signature is written in a cursive, flowing style.

Jennifer H. Rearden, U.S.D.J.

Dated: April 5, 2025

Dated: New York, New York
April 4, 2025

Respectfully submitted,

By: /s/ Nicholas A. Migliaccio

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*Counsel for Defendant Nespresso USA,
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IT IS SO ORDERED.

Dated: April ___, 2025

Hon. Jennifer H. Rearden